THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 26543 of 2005

Dated 13.12.2005

Between:

Mrs.Afshan Habeeb W/o.Mirza Azmathulla Baig
rep.by her brother and GPA Holder Mr.Khaja Mohiuddin S/o.late Khaja Habeebuddin, aged 31 years Occ;Service
r/o.10-3-282/1/A/14,Venkatadri Nagar colony Mehdipatnam, Hyderabad-28

..... PETITIONER

AND

The Municipal Corporation of Hyderabad, rep.by its Commissioner, Lower /Tank Bund, Hyderabad and others

.....RESPONDENT(S)

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ORDER:

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The grievance of the petitioner is that the 3rd respondent is making unauthorized constructions on 10 feet wide drainage line between the house Nos.10-3-282/2/A/14 and 10-3-282/2/A/13 situate at Venkatadrinagar colony, Humayunnagar, Mehdipatnam, Hyderabad. Aggrieved by the same, the petitioner through his GPA made a representation to respondents 1 and 2, in vain. Therefore, he seeks a writ of Mandamus directing respondents 1 and 2 to take appropriate action against the 3rd respondent.

After getting instructions from his clients, Sri Ganta Rama Rao, learned standing counsel for Municipal Corporation of Hyderabad submits that the Corporation is aware of the illegal construction made by the 3rd respondent and is taking necessary action for removing the illegal construction under Section 405 of the Hyderabad Municipal Corporation Act, 1955. The same is recorded and the 1st respondent is directed to remove the illegal constructions made on the 10 feet wide drainage line by the 3rd respondent immediately.

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(V.V.S.RAO,J)

Dt.13.12.2005

msv.